



**FACILITY COMPLIANCE AUDIT REPORT**  
**Division of Waste Management**  
**Solid Waste Section**

<b>UNIT TYPE: CCB</b>											
Lined MSWLF		LCID		YW		Transfer		Compost		SLAS	<b>COUNTY:</b> Cumberland <b>PERMIT NO.:</b> CCB0018, No permit <b>FILE TYPE:</b> COMPLIANCE
Closed MSWLF		HHW		White goods		Incin		T&P		FIRM	
CDLF		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDTF	

**Date of Audit:** January 06, 2009

**Date of Last Audit:** Initial Audit

**FACILITY NAME AND ADDRESS:**

Taylor's of Fayetteville  
 10893 Ramsey Street  
 Linden, North Carolina

**GPS COORDINATES:** N: 34.21745 E: -78.01818

**FACILITY CONTACT NAME AND PHONE NUMBER:**

Daniel Bowman  
 910-630-2832

**FACILITY CONTACT ADDRESS:**

Daniel Bowman  
 Bowman Management Services Inc.  
 7833 Shuttle Road  
 Fayetteville, NC 28311

**AUDIT PARTICIPANTS:**

Drew Hammonds, NCDENR, Solid Waste Section

**STATUS OF PERMIT:**

Coal Combustion By-product Structural Fill project, permit not required

**PURPOSE OF AUDIT:**

Comprehensive

**NOTICE OF VIOLATION(S):**

1. **15A NCAC 13B .1705 (j):** state in part that "All structural fills shall be covered with a minimum of 12 inches compacted earth, and an additional surface six inches of soil capable of supporting native plant growth."

You are in violation of this rule in that coal ash is visible and not covered with the required 18 inches of soil. Cover the site with the required amount and types of soil.

2. **15A NCAC 13B .1706 (a):** states in part that "No later than 30 working days or 60 calendar days, whichever is less after coal combustion by-product placement has ceased, the final cover shall be applied over the coal combustion by-product placement area."

You are in violation of this rule in that there are still areas of exposed ash on this site indicating improper cover. Ensure that the entire project site has been covered properly.

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3. **15A NCAC 13B .1706 (d):** states in part that “The constructor or operator shall submit a certification to the Division signed and sealed by a registered professional engineer or signed by the Secretary of the Department of Transportation or his designee certifying that all requirements in the Rules of this Section have been met. The report shall be submitted within 30 days of application of the final cover.”

You are in violation of this rule in that you did not submit the necessary certification to the Division. Please provide the certification signed by a professional engineer certifying that all requirements in the rules for this section have been met.

4. **15A NCAC 13B .1707 (a):** states in part that “The owners of land where coal combustion by-products have been utilized in volumes of more than 1,000 cubic yards shall file a statement of the volume and locations of the coal combustion by-products with the Register of Deeds in the county or counties where the property is located. The statement shall identify the parcel of land according to the complete legal description on the recorded deed, either by metes and bounds, or by reference to a recorded plat map. The statement shall be signed and acknowledged by the landowners(s) in the form prescribed by G.S. 47-38 through 47-43.”

You are in violation of this rule in that the volume and location of the coal combustion by-products have not been recorded with the Cumberland County Register of Deeds Office per the rule. Please file the statement with all necessary information per the above rule to the Cumberland County Register of Deeds Office.

5. **15A NCAC 13B .1707 (b):** states in part that “Recordation shall be required within 90 days after completion of coal combustion by-product fill project.”

You are in violation of this rule in that the recordation did not occur within 90 days of completion of the project. Please record within 30 days receipt of this Notice of Violations and provide a copy of the recordation to the Division upon recording.

**All violations noted above should be corrected within 30 days receipt of the Notice of Violations.**

You are hereby advised that, pursuant to N.C.G.S. 130A-22, an administrative penalty of up to \$15,000 per day may be assessed for each violation of the Solid Waste Statute or Regulations. For the violation(s) noted here, you may be subject to enforcement actions including penalties, injunction from operation of a solid waste management facility or a solid waste collection service and any such further relief as may be necessary to achieve compliance with the North Carolina Solid Waste Management Act and Rules.

**STATUS OF PAST NOTED VIOLATIONS:**

None

**AREAS OF CONCERN AND COMMENTS:**

1. Site located in Cumberland County 10893 Ramsey Street behind Taylors Mini Storage.
2. The previous owner of the site was Taylors of Fayetteville, Inc. The property is now owned by Bowman Management Services Inc. The property was bought in June 2007.
3. The CCB was from miscellaneous generators in North Carolina.
4. The initial notification in June 2001 was for a 10.05 acre CCB structural fill project. An additional notification was submitted in October 2002 for an 8.5 +/- CCB structural fill project.
5. The CCB is located in a former mining operation adjacent to two surface water bodies.
6. Ensure that the 50' buffer to surface water bodies is in place and maintained.
7. The site appears to be primarily used for a pasture with a driveway crossing from South to North.
8. There was some ash visible where a power line was installed next to a corral near the central eastern portion of the site and along the perimeter road on the south side of the site. Also, ash was visible across the center of the site where the site has been disturbed.
9. There was notable erosion on the south western side of the site adjacent to one of the ponds.

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10. The site should be graded and provided with drainage systems that minimize erosion of cover materials and promote drainage of area precipitation, minimize infiltration and prevent ponding of surface water on the structural fill.
11. Areas where ash is exposed should be covered with soil and vegetation established sufficient to restrain erosion.
12. Repair the settled, bare and eroding areas and establish vegetation sufficient to restrain erosion.
13. **There are no records of the site being recorded on the deed for this property per the Cumberland County Register of Deeds Office or website. Record the structural fill on this property within 30 days receipt of this audit.**
14. **Corrective actions are necessary as a result of this audit.**
15. Digital photos taken by Drew Hammonds, DWM, SWS.



Approximate center of site, facing east.



Approximate center of site facing West.



Erosion, exposed ash, south perimeter road.



Installation of power line, exposed ash, facing north.

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Some bare spots, south perimeter road, facing north.



Exposed ash along south side of perimeter road.



Erosion, exposed ash, adjacent to south perimeter road.



Erosion, southwest corner of site, facing north.



North side perimeter road facing west.



North side facing south.

**All documentation showing that the site is in compliance should be maintained and copies forwarded to Drew Hammonds, NCDENR, Division of Waste Management, 225 Green Street, Suite 714, Fayetteville, North Carolina, 28301.**

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Please contact me if you have any questions or concerns regarding this audit report.



Drew Hammonds  
Environmental Senior Specialist  
Solid Waste Section  
***Regional Representative***

Phone: 910-433-3351.

<b>Delivered on : <u>January 12, 2010</u> by</b>		Hand delivery		US Mail	<b>X</b>	Certified No. <b>7001 2510 0006 9500</b> <b>9351</b>
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cc: Mark Poindexter, Field Operations Branch Supervisor  
Dennis Shackelford, Eastern District Supervisor  
Donald Herndon, Compliance Officer  
Shawn McKee, Compliance Officer  
Steve Cook, Land Quality Section